IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION.
CRIMINAL APPLICATION No.2208 of 2007

Gautam Kisan Wadave ..Applicant.

Vs.

The State of Maharashtra ..Respondent.

Nr K. S. Patil, Advocate for the Applicant.
Mr K. V. Saste, APP for the State.

CORAM: V.C. DAGA,J.
DATED: 23RD JULY, 2007.

P.C.:-

1. Heard learned counsel for the applicant and learned APP for the State.

2. Even change in the circumstance is taken into account, the findings recorded by this Court on earlier occasion while rejecting the bail application vide order dated 16.4.2007 would hold good. The said findings read as under:

> In my view, the material collected by the prosecution in the present case is such as the point out an accusing finger towards the present applicant. The Apex Court has observed in the decision of Directorate of Enforcement vs. P. V. Prabhakar Rao, reported in 1997 SCC (Cri) 978 that when the material gathered by the prosecution is such as

to point out an accusing finger towards the accused, it is not a fit case to grant anticipatory bail. Hence, application is rejected.

3. In the above view of the matter, no case is made out to grant this application. The application is, therefore, rejected.

(V.C. DAGA,J.)